

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Roger J. Talish and

Alan A. Winder

SERIAL NO.:

09/807,906

GROUP ART UNIT:

DATE: 7/23/03

3738

FILED:

July 9, 2001

EXAMINER:

Isabella, David J.

FOR:

PROSTHESIS AND METHODS OF INDUCING BONY INGROWTH USING

ULTRASOUND THERAPY

ATTORNEY DOCKET NO.: 41482/257774

Commissioner for Patents

P. O. Box 1450

Alexandria, Virginia 22313-

1450

REQUEST TO WITHDRAW HOLDING OF ABANDONMENT PURSUANT TO

37 C.F.R. 1.181

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Sir:

TECHNOLOGY CENTER R3700

A Notice of Abandonment was mailed by the U.S. Patent and Trademark Office on July 7, 2003 in connection with the above-identified patent application due to Applicant's purported failure to timely file a reply to the Office letter mailed on 30 September 2003. Applicants, through the undersigned attorney, state that a reply to the Office letter was submitted to the U.S. Patent and Trademark Office by first class mail on October 24, 2002. Applicants enclose copies of the following:

- 1. Transmittal Form containing a certificate of mailing;
- 2. Response to Restriction Requirement; and
- 3. Acknowledgment postcard evidencing that the above-two items were received by the Patent Office on October 29, 2002.

Applicants request that the Notice of Abandonment be withdrawn and that the application be processed in a timely fashion.

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U.S. Serial No. 09/807,906 Filed: July 9, 2001 REQUEST TO WITHDRAW HOLDING OF ABANDONMENT **PURSUANT TO 37 C.F.R. 1.181**

The Commissioner is authorized to charge any fees due in connection with this filing to Deposit Account No. 11-0855.

Respectfully submitted,

Bruce D. Gray Reg. No. 35,799

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Attorney Docket No.: 41482/257774